IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 14419 of 2004

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

VIKRAMSINGH MANUBHA CHAUHAN

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 14419 of 2004

MRS KRISHNA G RAWAL for Petitioner No. 1

NOTICE SERVED BY DS for Respondent No. 1,3

MR HS MUNSHAW for Respondent No. 2

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 05/11/2004

ORAL JUDGEMENT

Rule. Mr. Mengedey ld. AGP waives service of rule on behalf of respondent no. 1 and Mr. HS Munshaw

waives service of rule on behalf of respondents no. 2 and 3. Mr. Patel ld. advocate Mr. Munshaw has tendered affidavit-in-reply. In that view of the matter, the petitioner will make a fresh application to the Electrical Inspector and, if such an application is made, even through respondents, they will forward it to the Electrical Inspector and Electrical Inspector will decide the issue between the parties within two months from the date of the receipt of the application either through petitioner or through respondents.

In the meantime, the respondents will re-connect the electric connection of the petitioner on condition that the petitioner will pay 20% amount of the revised supplementary bill and re-connection charges. On such payment being received by the GE Board, GE Board will reconnect the electric supply. The petitioner will also file an undertaking stating that the petitioner will make the payment of balance amount, if any, after the decision of the Electrical Inspector within two months from the said date and on the payment of 20% as aforesaid and assurance, the reconnection will be granted to the petitioner. Rule is made absolute to the aforesaid extent only. DS Permitted.

(K.S. JHAVERI, J.)
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